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COURSE MATERIALS

I. REQUIRED MATERIAL

Labour Law 5th edition (Queen's Ind. Rel. Centre, 1991)
Macklem, Langille & Beatty, Labour Law Supplement (1993)
Ontario Employment and Labour Law, Carswell, 1993

II. BACKGROUND MATERIAL

A. Canadian

1. Beatty, Putting the Charter to Work (McGill/Queen's 1987)
2. Weiler, Reconcilable Differences (Carswell, 1981)
3. Arthurs, Carter, Glasbeek, Labour Law and Industrial Relations in Canada (3d ed. 1988)
4. Adams, Canadian Labour Law (2nd edit) (Canada Law Book, 1992)
5. Sack and Mitchell, Ontario Labour Relations Board Law and Practice (Butterworths, 1985)
6. Christie, Employment Law in Canada (Butterworths, 1980)
7. Swan and Swinton, Studies in Labour Law (Butterworths, 1980)
8. Dorsey, Canadian Labour Relations Board: Federal Law and Practice (Carswell, 1983)
9. Foisy et al., Canadian Labour Relations Board Policies and Procedures (Butterworths, 1986)
10. Panitch and Swartz, The Assault on Trade Union Freedoms (Garamond, 1988)
11. England, ed., Essays in Labour Relations Law, (CCH, 1986)
12. Hébert et al., The State of the Art in Industrial Relations (Queen's, 1988)
13. Palmer B., Working Class: Rethinking the History of Canadian Labour Law 1800-1991 (McLelland-Stewart 1992)

B. American - collective Bargaining

1. Gorman, Basic Text on Labour Law (West, 1976)
2. Morris, The Developing Labour Law, 2nd ed. (BNA, 1984) (and supplements)
3. Gould, A Primer on Labor Law (MIT, 1982)
4. Atleson, Values and Assumptions in American Labor Law (U. Mass., 1983)
5. Wellington, Labor and the Legal Process (Yale, 1968)
6. Getman, Golberg and Herman, Union Representation Elections: Law and Reality (Russell Sage, 1976)
7. Weiler, Governing the Workplace: The Future of Labor and Employment Law (Harvard University Press, 1990)

C. Arbitration

1. Brown and Beatty, Canadian Labour Arbitration (Carswell)
2. Palmer, Collective Agreement Arbitration in Canada (2nd ed.)
3. Gorsky, Evidence and Procedure in Canadian Labour Arbitration (1981)
4. Adams, Grievance and Arbitration of Discharge Cases (Queen's, 1978)
5. Barnacle, Arbitration of Discharge Grievances in Ontario (Queen's, 1991)

D. Other

1. Freedland, The Contract of Employment (O.U.P., 1976)
2. Harris, Wrongful dismissal, 3rd ed.
3. Symposium in (1984), 51 U. Chicago Law Review
4. Davies and Freedland, Kahn-Freund's Labour and the Law, Third Edition (Stevens, 1983)
5. Tarnopolsky, Discrimination and the Law in Canada (De Boo, 1982)
6. Keane, Human Rights in Ontario (Carswell, 1983)
7. Ison, Workers Compensation in Canada (Butterworths, 1983)
8. Cuneo, Pay-Equity: The Labour-Feminist Challenge (Toronto: Oxford University Press, 1990)
9. Labour Law Under the Charter (Kingston: Queen's Law Journal, 1988

III. METHOD OF EVALUATION

Evaluation will be by written examination (one-half of final mark), and one essay (10 double-spaced pages — one-half of final mark) written during the term and handed in during the examination period. Late essays will be penalized.

SCHEDULE

Tuesdays 11:10 - 1:00
Fridays 10:00 - 12:00

Session 1	Fri. Sept. 10	Introduction: History Casebook: pp. 1-27
Session 2	Tue. Sept. 14	Overview: values and assumptions Casebook: pp. 27-64, 148-52
Session 3	Fri. Sept. 17	Common Law of Employment I Casebook: pp. 68-117
Session 4	Tue. Sept. 21	Common Law of Employment II Casebook: pp. 117-147 Supplement: Machtinger v. Hoj
Session 5	Fri. Sept. 24	Scope of Collective Bargaining Law Casebook: pp. 192-255
Session 6	Tue. Sept. 28	Unfair Labour Practices I Casebook: pp.272, 277-301 Supplement: Royce Dupont Poultry Packers
Session 7	Fri. Oct. 1	Unfair Labour Practices II Casebook: pp. 301-342 Supplement: Macklem, "Property Status, and Workplace Organizing"
Session 8	Tue. Oct. 5	Determining Employee Support Casebook: pp. 394-417
Session 9	Fri. Oct. 8	Bargaining Unit Determination Casebook: pp. 343-394
Session 10	Tue. Oct. 12	Negotiations I Casebook: pp. 418-455
Session 11	Fri. Oct. 15	Negotiations II Casebook: pp. 455-502
Session 12	Tue. Oct. 19	Industrial Conflict I Casebook: pp. 503-508, 526-559

Session 13	Fri. Oct. 22	Industrial Conflict II Casebook: pp. 559-582, 588-599, 606-610, 617-628
Session 14	Tue. Oct. 26	Industrial Conflict III Casebook: pp. 629-662, 668-681
Session 15	Fri. Oct. 29	Arbitration I Casebook: pp. 682-687, 705-737 Supplement: Wardair; CUPE v. Metropolitan Toronto
Session 16	Tue. Nov. 2	Arbitration II Casebook: pp. 737-765, 783-789
Session 17	Fri. Nov. 5	Labour and Judicial Review Casebook: pp. 242-244, 795-807, 821-830 Supplement: Dayco v. C.A.W.; Paccar of Canada v. CAIMAW
Session 18	Tue. Nov. 9	Labour and the Charter Casebook: pp. 509-526, 685-686 Supplement: PIPS v. Northwest Territories; Ref. Re. Workers' Compensation Act
Session 19	Fri. Nov. 12	Internal Union Affairs I Casebook: pp. 808-849
Session 20	Tue. Nov. 16	Internal Union Affairs II Casebook: pp. 849-893 Supplement: Lavigne v. O.P.S.E.U
Session 21	Fri. Nov. 19	Employment Standards I Casebook: pp. (21-27), 919-953, 960-962 Supplement: Re Falconbridge Nickle Mines Ltd; Machtinger v. Hoj
Session 22	Tue. Nov. 23	Employment Standards II Casebook: pp. 953-1000 Supplement: Slaight Communications Inc. v. Davidson
Session 23	Fri. Nov. 26	Human Rights Legislation I Casebook: pp. 1001-1020 Supplement: City of Saskatoon v. Saskatchewan Human Rights Comm'n; City of Moosejaw v. Saskatchewan Human Rights Commission

Session 24	Tue. Nov. 30	Human Rights Legislation II Casebook: pp. 1020-1027, 1059-1066 Supplement: Brooks v. Canada Safeway; Janzen v. Platy Enterprises; Renaud v. Board of Education
Session 25	Fri. Dec. 3	Pay Equity Casebook: pp. 1027-1049 Supplement: Municipality of Haldiman-Norfolk; Re: Municipality of Haldiman-Norfolk
Session 26	Tue. Dec. 7	Review

EXAMINATION FRIDAY, DECEMBER 17